

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

STEVEN VARGAS  
defendant

CR. No. 03-10393-MLW

*DEFENDANT'S MOTION TO FILE FORENSIC EVALUATION  
OF DEFENDANT UNDER SEAL*

The defendant, Steven Vargas, moves to file the attached Forensic Evaluation under seal, to be available to the Court, the parties and Probation. As grounds therefor, the defendant states that the Evaluation contains sensitive material, not only about him but about his family, which it is unnecessary to make public and would be especially embarrassing because filed documents not under seal are now available over the internet.

By his Attorney,

David Duncan (BBO #546121)  
Zalkind, Rodriguez, Lunt & Duncan, LLP  
65a Atlantic Avenue  
Boston, MA 02110  
(617) 742-6020

May 20, 2005

**CERTIFICATE OF SERVICE**

I certify that I have today served by hand delivery a copy of the foregoing on the attorney for the government, Antoinette E. M. Leoney, U.S. Attorney's Office, Suite 9200, One Courthouse Way, Boston, MA 02210.

David Duncan